

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 12, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 5, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. A resolution in the matter of declaring the week of April 11 through April 15, 2005 as Lancaster County Crime Victims' Rights Week (R-05-0035) - Kathy Stevenson, Joanna Svoboda, Pat Westendorf and Jody Brott with the Lincoln Police Department Victim Witness Unit

 - B. Presentation of the County-City Volunteer of the Month Award to Harold Hamilton for his services with the Lancaster County Election Commissioner Office.

 - C. "Clean Your Files Week", April 18 through April 22, 2005 - Gene Hanlon, Recycling Coordinator

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, April 12, 2005.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

5) **PUBLIC HEARINGS:**

- A. County Special Permit 05006, requested by Matt Steinhausen on behalf of Dr. Harley Batie, to identify the Krull House, located at 17800 S.W. 2nd Street, south of Martell Road, as a historic structure and to create a parcel accompanying the house of approximately ten acres for historic preservation. (See New Business Item 6A for correlating resolution.)
- B. County Final Plat 05007, Coupe DeVille Heights 1st Addition, requested by Brian D. Carstens and Associates on behalf of Richard E. and Melinda J. Coupe, for three outlots on property generally located north and west of the corner of Northwest 84th Street and West Bluff Road in Lancaster County, Nebraska. (See New Business Items 6B and 6C for correlating documentation.)

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit 05006: Request by Matt Steinhausen, on behalf of Dr. Harley Batie, to identify the Krull House located at 17800 Southwest 2nd Street, south of Martell Road, as a historic structure and to create a parcel accompanying the house of approximately ten acres for historic preservation. (R-05-0039)
- B. A resolution in the matter of County Final Plat 05007, Coupe DeVille Heights 1st Addition, requested by Brian D. Carstens and Associates on behalf of Richard E. and Melinda J. Coupe, for three outlots on property generally located north and west of the corner of Northwest 84th Street and West Bluff Road in Lancaster County, Nebraska. (R-05-0040)
- C. A subdivision agreement with Richard E. and Melinda J. Coupe for County Final Plat 05007, Coupe DeVille Heights 1st Addition, on property generally located north and west of the corner of Northwest 84th Street and West Bluff Road in Lancaster County, Nebraska. (C-05-0191)
- D. A resolution designating TierOne Bank as a depository for Lancaster County, Nebraska. (R-05-0045)
- E. A resolution regarding the proposed sale of County property generally located at 1929 North 57th Street, Lincoln, Lancaster County, Nebraska which includes declaring the property surplus, determination of fair market value and setting the sale date of the property for Thursday, May 19, 2005. (R-05-0042)
- F. An application for a Special Events Permit from the Kiwanis Club of Lincoln, Nebraska to hold a road rally fund raiser on Sunday, April 17, 2005 from 1 p.m. to 3 p.m..

6) **NEW BUSINESS CONTINUED:**

- G. A contract with Hartmann Construction Company of Seward, Nebraska, for grading construction in relation to Project 05-31, Part 2, Section C. The work will be performed in the following areas: Old Cheney Road from approximately South 148th Street to South 190th Street. The County will pay \$254,279.16 for the services. The work will begin on May 16, 2005 and be completed within 60 working days. (C-05-192)
- H. A grant contract with the Board of Regents, University of Nebraska - Center on Children, Families and the Law to provide baseline data on key community indicators, examine comparative data with sister cities, and establish trend analysis to the Community Services Initiative project, in the amount of \$7,500. Term of the grant contract is January 1, 2005 through June 30, 2005. (C-05-0193)
- I. An agreement with Dr. Mathias I. Okoye for forensic pathology service as the coroner's physician. The services will be provided for the County through the County Attorney's Office. The services will include forensic autopsies, provision of a morgue facility and staff, coroner's call, testimony, additional tests and other services. Term of the agreement will be May 1, 2005 to April 30, 2006. The County will pay \$270,000 per year for the services and an additional fee of \$1,700 per autopsy for any autopsy over 135 for the contract year. (C-05-0203)
- J. Amendment of the 401(a) Lancaster County Employees Retirement Plan to provide for no mandatory distributions of employee accounts and certificate of resolution. (C-05-0200)
- K. Amendment of the 457 Deferred Compensation Plan for the Lancaster County employees provided by Nationwide Retirement Solutions to provide for no mandatory distributions of employee accounts and certificate of resolution. (C-05-0201)
- L. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Metal Culverts, Inc., in the amount of \$24,610.97, for culvert pipe. (B-05-0014)
- M. Allowance Modification Number 2 for the construction of the Lancaster County vehicle storage facility, adding a lockset with a stand alone Sargent PINpad, amounting to \$513.75.

6) **NEW BUSINESS CONTINUED:**

N. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:

- ▶ Progressive Construction Company, in the amount of \$47,976.54, for the Sheriff's garage
- ▶ Cheever Construction Company, in the amount of \$68,798.70, for the old Attention Center rehabilitation for CenterPointe

Total payment request is \$116,775.24.

O. Request from the Lancaster County Personnel Policy Board to create a Facilities Manager classification with a proposed pay grade of \$44,570.24 to \$58,841.12.

P. An exceptional circumstance award for Byron Hurder, Office Systems Specialist in the Sheriff's Office, from an E23, Step 2 to an E23, Step 4.

Q. Request from Philip Waldron, on behalf of Pioneer 66, Inc., for a refund of personal property tax for 2002, in the approximate amount of \$69.86, for 2003, in the approximate amount of \$99.56, and for 2004, in the approximate amount of \$106.42.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and place on file:

1. County Assessor/Register of Deeds Monthly Report for March, 2005.
2. County Clerk's Monthly Report for March, 2005.
3. Lancaster Manor's Monthly Report.
4. Records and Information Management's Monthly Report for March, 2005.

7) **CONSENT ITEMS CONTINUED:**

- B. Setting of a public hearing for Tuesday, April 26, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Comprehensive Plan Amendment 05002, by the Director of Planning, at the request of the Lincoln-Lancaster County Metropolitan Planning Organization (MPO), to amend the Mobility and Transportation element of the 2025 Lincoln-Lancaster County Comprehensive Plan, by upgrading existing U.S. Highway 77 to freeway standards from Interstate 80 to the planned South Beltway interchange south of Saltillo Road.
- C. Setting of a public hearing for Tuesday, May 3, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager from Kim McKay and a Class I (Bottle Club) liquor license for SKM Enterprises, Inc. d/b/a Castaways Bar & Grill on Branched Oak, located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska.
- D. A resolution approving County Change of Zone 05007, requested by Mark Palmer of Olsson Associates, on behalf of Lyle Mayer, on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard, from Agricultural to Agricultural Residential. (R-05-0043)
- E. A resolution in the matter of County Special Permit 05004, requested by Mark Palmer of Olsson Associates, on behalf of Lyle Mayer, to create 57 residential acreage units (29 units in the County jurisdiction and 28 units in the City jurisdiction), on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (R-05-0041)
- F. A resolution in the matter of Preliminary Plat 05001, Meadow View 2nd Addition, requested by Mark Palmer of Olsson Associates, on behalf of Lyle Mayer, for 57 residential acreage units (29 units in the County jurisdiction and 28 units in the City jurisdiction), and associated waiver requests, on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (R-05-0044)
- G. Leasehold contracts relating to road improvements between the Lancaster County Engineering Department and Jeff Maahs, in the total amount of \$20, at South 162nd Street and Old Cheney Road; Project C55-Q-407(2). (2 contracts) (C-05-0194 and C-05-0195)

7) **CONSENT ITEMS CONTINUED:**

H. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Sharon K. Werner, in the amount of \$280, on Northwest 27th Street between West Alvo Road and Waverly Road; Project C55-F-415(3). (C-05-0196)
- ▶ Jon P. and Barbara Carlson, in the amount of \$2,412.75, at 2905 West Denton Road; Project STPE-3305(9). (C-05-0197)
- ▶ Joanne and Roger L. Fosler, in the total amount of \$3,421.40, on Northwest 27th Street between West Alvo Road and Waverly Road; Project C55-F-415(3). (2 contracts) (C-05-0198 and C-05-0199)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 14, 2005, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, April 19, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to increase appropriations for the County Property Management Fund, in the amount of \$140,000.
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

10) **PENDING CONTINUED:**

- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- F. County Change of Zone 04080, from AG Agricultural District to I Industrial District, requested by Capital Concrete Company, on property generally located at the northeast corner of Highway 2 and Highway 42 (South 162nd Street) in Lancaster County, Nebraska.

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 12, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 5, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 18 additions and deductions to the tax assessment rolls per Exhibit A.

- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Capitol City Christian Church
Nebraska Conference of the United Church of Christ
School Sisters of Christ the King

- 5) **ADJOURNMENT:**

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CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER
PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE
MAY ACCOMMODATE YOUR NEEDS.**